

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RAYMOND LEVENICK,	:	CIVIL ACTION
Petitioner,	:	
	:	
v.	:	
	:	
FRANKLIN TENNIS, et al.,	:	NO. 06-3525
Respondents.	:	

O R D E R

AND NOW this 24th day of April, 2007, upon careful and independent consideration of the petition for a writ of habeas corpus and after review of the Report and Recommendation of United States Magistrate Judge David R. Strawbridge, it is ORDERED that:

1. The Report and Recommendation is **APPROVED AND ADOPTED**;
2. Objections are over-ruled;.
3. The petition for a writ of habeas corpus is **DISMISSED WITH PREJUDICE**;
4. A certificate of appealability **SHALL NOT** issue in that the Petitioner has made a substantial showing of the denial of a constitutional right or demonstrated that a reasonable jurist would debate the correctness of this ruling. See 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000) and
5. The Clerk of the Court shall mark this case CLOSED for statistical purposes.

BY THE COURT:

/s/ Edmund V. Ludwig
EDMUND V. LUDWIG, J.